

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

IN RE: ETHICON, INC.

PELVIC REPAIR SYSTEMS

PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CASE(S)
ON THE EXHIBIT ATTACHED HERETO.

**ORDER TO DISMISS DEFENDANTS WITHOUT PREJUDICE
(PURSUANT TO PTO NO. 293 AS AMENDED BY PTO NO. 298 – NON-REVISION
GYNECARE PRODUCTS)**

Pursuant to Pretrial Order No. 293 as Amended by PTO No. 298 (hereinafter collectively referred to as the “Non-Revision PTOs”), the plaintiffs (and all derivative plaintiffs), listed on the attached Exhibit A have agreed to dismiss Ethicon, Inc., Johnson & Johnson and Ethicon, LLC¹ (hereinafter referred to as the “Ethicon defendants”) without prejudice. The plaintiffs listed on the attached Exhibit A have filed an Election Form electing to “[d]ismiss [their] presently pending case without prejudice subject to the waiver provisions” in the Non-Revision PTOs. **For the cases listed on the attached exhibit, dismissal without prejudice applies to the Ethicon defendants only.**

The court **ORDERS** that the Ethicon defendants are **DISMISSED WITHOUT PREJUDICE** pursuant to the provisions of the Non-Revision PTOs and, in any case on Exhibit A where the Ethicon defendants are the only remaining defendants, the case is **STRICKEN** from

¹ As used herein, “Ethicon Defendants” refers collectively to Johnson & Johnson, Ethicon LLC, Ethicon, Inc., as well as any of its former or present parent companies, subsidiaries, affiliated companies, directors, officers, design surgeons, employees, distributors, detail representatives named in an action pending in MDL No. 2327.

the active docket. The court further **ORDERS** that for any case listed on Exhibit A that resides in the Ethicon MDL and names other MDL defendants other than the Ethicon defendants, plaintiffs shall file a Motion to Transfer MDLs within **four (4) weeks** of the entry of this Order.

The court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in each case listed on the attached Exhibit, and to send a copy of this Order to counsel of record and any unrepresented party. The Clerk is further **DIRECTED** to link this Order to the Proposed Order to Dismiss filed at ECF No. 6235.

ENTER: July 23, 2018



JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE

EXHIBIT A

2:13-cv-12351	Bushnell
2:13-cv-12359	Williams
2:13-cv-12407	Hess
2:13-cv-12412	Hyte
2:13-cv-12425	Rivera
2:13-cv-12427	Maske
2:13-cv-12428	Brandon
2:13-cv-12440	Warner
2:13-cv-12442	Yoho
2:13-cv-12458	Hollis
2:13-cv-12495	Brooks
2:13-cv-12521	Watson
2:13-cv-12522	O'Dell
2:13-cv-12527	Reynolds
2:13-cv-12529	Owens
2:13-cv-12531	Bentley
2:13-cv-12533	Martinez
2:13-cv-12570	Hunt
2:13-cv-12642	Wishart
2:13-cv-12651	Rosario
2:13-cv-12655	Davis
2:13-cv-12709	Watson
2:13-cv-12791	Tejeda
2:13-cv-12803	Gutierrez
2:13-cv-12813	Contreras
2:13-cv-12827	Browning
2:13-cv-12845	Cawood
2:13-cv-12850	Tungate
2:13-cv-12853	Jachim
2:13-cv-12859	Ndhlebe
2:13-cv-12868	Wilson
2:13-cv-12870	Linton
2:13-cv-12875	Spear
2:13-cv-12880	Ryles
2:13-cv-12883	Mullins
2:13-cv-12885	Maldonado
2:13-cv-12892	Garcia
2:13-cv-12895	Webb
2:13-cv-12904	Trimmer

2:13-cv-12928	France
2:13-cv-12934	Paladino
2:13-cv-12940	Vasquez
2:13-cv-12943	Brock
2:13-cv-12983	Hall
2:13-cv-13015	Hall
2:13-cv-13016	Kauffman
2:13-cv-13017	House
2:13-cv-13032	Burton
2:13-cv-13099	Fortier
2:13-cv-13102	Morgan
2:13-cv-13103	Miller
2:13-cv-13111	Wesson
2:13-cv-13113	Flanagan
2:13-cv-13116	Edenton
2:13-cv-13121	Marshall
2:13-cv-13123	Terry
2:13-cv-13127	Huggins
2:13-cv-13136	Bussiere
2:13-cv-13137	Tucker
2:13-cv-13149	Martin
2:13-cv-13151	Breedlove
2:13-cv-13201	Sanders
2:13-cv-13209	Wright
2:13-cv-13226	Gillilan
2:13-cv-13278	Navarro
2:13-cv-13285	Crow
2:13-cv-13306	Beltran
2:13-cv-13350	Cano
2:13-cv-13357	Erstine
2:13-cv-13412	Stone
2:13-cv-13426	Hamilton
2:13-cv-13433	Woytek
2:13-cv-13708	Bowles
2:13-cv-13720	McKnight
2:13-cv-13731	Pulleyn
2:13-cv-13741	Flynn
2:13-cv-13745	Kimbrell
2:13-cv-13751	Larson
2:13-cv-13752	Stegmann
2:13-cv-13760	Morgan

2:13-cv-13768	Gallert
2:13-cv-13779	Trinidad
2:13-cv-13794	Cooper
2:13-cv-13796	Gilbert
2:13-cv-13799	Nealy
2:13-cv-13800	Sabourin
2:13-cv-13806	Conner
2:13-cv-13863	Combs
2:13-cv-13866	Miller
2:13-cv-13874	Gardezi
2:13-cv-13882	Marks
2:13-cv-13886	Nalley
2:13-cv-13897	Fulghum
2:13-cv-13984	Crigler
2:13-cv-13996	Schumacher
2:13-cv-14054	Faughn
2:13-cv-14059	Rico
2:13-cv-14084	Terpstra
2:13-cv-14086	Disque
2:13-cv-14088	Graham
2:13-cv-14092	Head
2:13-cv-14139	De Leon
2:13-cv-14141	Garcia
2:13-cv-14142	Reczek
2:13-cv-14147	Neece
2:13-cv-14174	Forester
2:13-cv-14179	Hamm
2:13-cv-14235	Britt
2:13-cv-14236	Goga
2:13-cv-14239	Lempergel
2:13-cv-14249	Sandord
2:13-cv-14254	Hayes
2:13-cv-14289	Lane
2:13-cv-14292	Collins
2:13-cv-14294	Cushman
2:13-cv-14320	Ogletree
2:13-cv-14326	Cross
2:13-cv-14351	Jones
2:13-cv-14358	Marks
2:13-cv-14447	Fisher
2:13-cv-14448	Hager

2:13-cv-14521	Peterson
2:13-cv-14524	Garza
2:13-cv-14580	Magana
2:13-cv-14594	West
2:13-cv-14612	Hahn
2:13-cv-14622	Doolittle
2:13-cv-14625	Bryson
2:13-cv-14645	Baumgartner
2:13-cv-14660	Boykin
2:13-cv-14690	Hewitt
2:13-cv-14691	Dawson
2:13-cv-14694	Fleshman
2:13-cv-14750	Goin
2:13-cv-14752	Canals
2:13-cv-14767	Power
2:13-cv-14867	Yates
2:13-cv-14939	Wert
2:13-cv-14962	Kasminoff
2:13-cv-14967	Fife
2:13-cv-15016	Kemp
2:13-cv-15017	Smith
2:13-cv-15114	James
2:13-cv-15115	Combest
2:13-cv-15119	Bellido
2:13-cv-15148	Harphant
2:13-cv-15170	Hughes
2:13-cv-15232	Gibson
2:13-cv-15291	Malone
2:13-cv-15368	Tarin
2:13-cv-15383	Hill
2:13-cv-15490	Huber
2:13-cv-15503	Vasquez
2:13-cv-15506	Balentine
2:13-cv-15511	Burke
2:13-cv-15513	Butterfield
2:13-cv-15514	Corder
2:13-cv-15542	Nichols
2:13-cv-15548	Guilliams
2:13-cv-15551	Harris
2:13-cv-15555	Hawkins
2:13-cv-15560	Howell

2:13-cv-15566	Irby
2:13-cv-15570	Jerslid
2:13-cv-15571	Kicklighter
2:13-cv-15572	Kohutek
2:13-cv-15574	Lambrecht
2:13-cv-15584	McCrary
2:13-cv-15586	McVicker
2:13-cv-15609	Showen
2:13-cv-15614	Tollison
2:13-cv-15620	Hood
2:13-cv-15640	Ferrante
2:13-cv-15648	Cervantes
2:13-cv-15661	Ramos
2:13-cv-15665	Ballas
2:13-cv-15748	Hodgeman
2:13-cv-15755	Harris
2:13-cv-15759	Sea
2:13-cv-15761	James
2:13-cv-15763	Kirts
2:13-cv-15770	VanDura
2:13-cv-15926	Luttier
2:13-cv-15968	Zamora
2:13-cv-16093	DeSonia
2:13-cv-16119	Hunt
2:13-cv-16132	Talley
2:13-cv-16141	Decker
2:13-cv-16207	Adams
2:13-cv-16218	Mitchell
2:13-cv-16261	Weller
2:13-cv-16270	Ouimette
2:13-cv-16309	Bernhauser
2:13-cv-16347	Bailey
2:13-cv-16350	Torre
2:13-cv-16361	Thomas
2:13-cv-16362	Stevens
2:13-cv-16402	Ford
2:13-cv-16417	Mata
2:13-cv-16456	Chavez
2:13-cv-16465	Ornelas
2:13-cv-16542	Castillo
2:13-cv-16547	Cerda

2:13-cv-16671	Najera
2:13-cv-16676	De Tena
2:13-cv-16731	Cullen
2:13-cv-16760	Rivera
2:13-cv-16761	Martin
2:13-cv-16767	Crosser
2:13-cv-16872	MacAllister
2:13-cv-16888	Sampson
2:13-cv-16890	Patterson
2:13-cv-16917	Luna
2:13-cv-16925	Burson
2:13-cv-16928	Romero
2:13-cv-16956	Paulen
2:13-cv-17016	Moebius
2:13-cv-17017	Gillham
2:13-cv-17020	Faith
2:13-cv-17021	Hoge
2:13-cv-17060	Hubler
2:13-cv-17083	Richardson
2:13-cv-17085	Callahan
2:13-cv-17091	Zadroga
2:13-cv-17120	McCart
2:13-cv-17125	Simmons
2:13-cv-17140	Zande
2:13-cv-17143	Williams
2:13-cv-17144	McCrea
2:13-cv-17146	Colon
2:13-cv-17159	Brokl
2:13-cv-17174	Reyes
2:13-cv-17177	White
2:13-cv-17345	Rohrer
2:13-cv-17353	Phillips
2:13-cv-17410	Robertson
2:13-cv-17551	Asaro
2:13-cv-17552	Briggs
2:13-cv-17553	Bryant-Jasper
2:13-cv-17556	Gentry
2:13-cv-17560	Rawson
2:13-cv-17562	Salyer
2:13-cv-17564	Spivey
2:13-cv-17567	Williams

2:13-cv-17580	Bowling
2:13-cv-17596	Caldwell
2:13-cv-17603	Yobbe
2:13-cv-17628	Murphy
2:13-cv-17670	Gay
2:13-cv-17699	Hines
2:13-cv-17712	Reyes
2:13-cv-17714	Jones
2:13-cv-17721	Fuentes
2:13-cv-17750	Whitt
2:13-cv-17751	Ferry
2:13-cv-17769	Miller
2:13-cv-17771	Zuniga
2:13-cv-17775	Rose
2:13-cv-17777	Shockley
2:13-cv-17779	Lucas
2:13-cv-17781	Cole
2:13-cv-17785	Fram
2:13-cv-17792	Viterbo
2:13-cv-17809	Shores
2:13-cv-17810	Russell
2:13-cv-17813	Kanavaloff
2:13-cv-17869	Gilliam
2:13-cv-17874	Young
2:13-cv-17926	Hernandez
2:13-cv-17933	Dhen
2:13-cv-17973	Otero-Nieves
2:13-cv-17997	Jones
2:13-cv-18002	Hensley
2:13-cv-18025	Prockno
2:13-cv-18036	Shovan
2:13-cv-18081	Freytag
2:13-cv-18083	Burchfield
2:13-cv-18085	Milligan
2:13-cv-18090	Wolfert
2:13-cv-18092	Walston
2:13-cv-18104	Hunt
2:13-cv-18107	Almanza
2:13-cv-18115	Davis
2:13-cv-18128	Rose

2:13-cv-18158	Gonzalez
2:13-cv-18182	Warren
2:13-cv-18200	Travis
2:13-cv-18217	Binkley
2:13-cv-18238	Kidd
2:13-cv-18245	Joiner
2:13-cv-18255	Matson
2:13-cv-18258	Rekieta
2:13-cv-18262	Whilden
2:13-cv-18266	Jager
2:13-cv-18269	Mulhern
2:13-cv-18305	Elton
2:13-cv-18307	Jenkins
2:13-cv-18380	Pullen
2:13-cv-18381	Allen
2:13-cv-18383	Neese
2:13-cv-18443	Heitman
2:13-cv-18524	Moore
2:13-cv-18536	Hays
2:13-cv-18567	Lightfoot
2:13-cv-18568	Mendoza
2:13-cv-18687	Leal-Yniguez
2:13-cv-18702	McNair
2:13-cv-18711	Guthrie
2:13-cv-18739	Seehafer
2:13-cv-18742	Lopez
2:13-cv-18761	Garcia
2:13-cv-18840	Galvez
2:13-cv-18920	McClung
2:13-cv-18925	Stephens
2:13-cv-18944	Caine
2:13-cv-18946	Crawford
2:13-cv-18952	Sanger
2:13-cv-18980	Tovar
2:13-cv-19250	Kapuler
2:13-cv-19281	Hallemeier
2:13-cv-19302	Morris-Leong
2:13-cv-19315	Becken
2:13-cv-19320	Carpenter

2:13-cv-19452	Chambers
2:13-cv-19477	Strausbaugh
2:13-cv-19495	Smith
2:13-cv-19514	Thornton-Parsadanian
2:13-cv-19520	Snider
2:13-cv-19530	Phipps
2:13-cv-19532	Obert
2:13-cv-19542	Durham
2:13-cv-19543	Cooper
2:13-cv-19545	Cook
2:13-cv-19549	Byrd
2:13-cv-19590	Trujillo
2:13-cv-19591	Sumler
2:13-cv-19612	Trivett
2:13-cv-19626	Delgado
2:13-cv-19627	Sanders
2:13-cv-19637	Dudkowski
2:13-cv-19643	Ingram
2:13-cv-19673	Jordan
2:13-cv-19680	Cannon
2:13-cv-19687	Heard
2:13-cv-19691	Shambow
2:13-cv-19694	Polite
2:13-cv-19877	Dominguez
2:13-cv-19938	Sipe
2:13-cv-19959	Biggs
2:13-cv-19968	Dempson
2:13-cv-20053	Somers
2:13-cv-20055	Zylks
2:13-cv-20160	Lovekin
2:13-cv-20167	Sherman
2:13-cv-20182	West
2:13-cv-20464	Forrester
2:13-cv-20614	Gerbert
2:13-cv-20622	Bowman
2:13-cv-20627	Lewis
2:13-cv-20637	Bryan
2:13-cv-20645	Allen
2:13-cv-20649	Bigford

2:13-cv-20651	Barndt
2:13-cv-20658	Cain
2:13-cv-20667	Allen
2:13-cv-20671	Gardner
2:13-cv-20674	Bodkin
2:13-cv-20745	Petersen
2:13-cv-20773	Bailey
2:13-cv-20847	Fortner
2:13-cv-20853	Miller-Wilder
2:13-cv-20864	Martinez
2:13-cv-20865	Barley
2:13-cv-20868	Garrett
2:13-cv-20874	Byrd
2:13-cv-20878	King
2:13-cv-20894	Turey
2:13-cv-20919	D'Angelo
2:13-cv-20920	Dickinson
2:13-cv-20922	Edwards
2:13-cv-20923	Ehrhard
2:13-cv-20927	Evelt
2:13-cv-20933	Hicks
2:13-cv-20936	Dobson
2:13-cv-20962	Cisco-Contreras
2:13-cv-20968	Kolpin
2:13-cv-20999	Larson
2:13-cv-21022	Fowler
2:13-cv-21025	Cunningham
2:13-cv-21062	Powser
2:13-cv-21064	Brannon
2:13-cv-21065	Bassett
2:13-cv-21067	Chapman
2:13-cv-21068	Capello
2:13-cv-21070	Curfman
2:13-cv-21082	Hardwick
2:13-cv-21084	Lopez
2:13-cv-21090	Keeton
2:13-cv-21099	Hope
2:13-cv-21100	Goodrich
2:13-cv-21103	Rodgers
2:13-cv-21104	Ward
2:13-cv-21108	Euler

2:13-cv-21141	Haag
2:13-cv-21145	Horner
2:13-cv-21146	Huerta
2:13-cv-21147	Humphrey
2:13-cv-21149	Hunter
2:13-cv-21174	Wright
2:13-cv-21185	Giallombardo
2:13-cv-21212	Zupan
2:13-cv-21216	Brown
2:13-cv-21305	Moser
2:13-cv-21349	Gaede
2:13-cv-21355	Davis
2:13-cv-21362	Crawford
2:13-cv-21367	Bowman
2:13-cv-21368	Collins
2:13-cv-21370	Papadogiannis
2:13-cv-21373	Gross
2:13-cv-21375	De Leon
2:13-cv-21407	Said
2:13-cv-21432	Gricunas
2:13-cv-21433	Cooper
2:13-cv-21441	Barton
2:13-cv-21493	Metcalf
2:13-cv-21498	Pate
2:13-cv-21511	Downs
2:13-cv-21559	Audain
2:13-cv-21561	Storheim
2:13-cv-21572	Casoria
2:13-cv-21584	Martinez-De Jesus
2:13-cv-21596	Kathan
2:13-cv-21603	Nally
2:13-cv-21604	Simpson
2:13-cv-21608	Darden
2:13-cv-21612	Smith
2:13-cv-21613	Ethun
2:13-cv-21615	Smith
2:13-cv-21617	Stovers
2:13-cv-21630	Phelps
2:13-cv-21634	Pekarek
2:13-cv-21638	Ducharme
2:13-cv-21652	Smith

2:13-cv-21668	Edick
2:13-cv-21683	Teagarden
2:13-cv-21684	Williams
2:13-cv-21685	Weeks
2:13-cv-21688	Wilkinson
2:13-cv-21700	Jarriel
2:13-cv-21702	Kiker
2:13-cv-21705	Krob
2:13-cv-21706	Leija
2:13-cv-21740	Burns
2:13-cv-21785	Zamsky
2:13-cv-21811	LaVoie
2:13-cv-21817	Stidham
2:13-cv-21903	Fairley
2:13-cv-21904	Skaggs
2:13-cv-21917	Ellison
2:13-cv-21962	Russ
2:13-cv-21977	Henley
2:13-cv-22008	Maze
2:13-cv-22010	McClenan
2:13-cv-22018	Medders
2:13-cv-22019	Mendoza
2:13-cv-22023	Morgan
2:13-cv-22101	Warner
2:13-cv-22149	Draayer
2:13-cv-22213	Botello
2:13-cv-22219	Blake
2:13-cv-22226	Pfaff-Eaves
2:13-cv-22228	Kates
2:13-cv-22264	Motley
2:13-cv-22265	Neff
2:13-cv-22269	Obermeyer
2:13-cv-22279	Lyles
2:13-cv-22293	Effertz
2:13-cv-22303	Ricketts
2:13-cv-22306	Rasmussen
2:13-cv-22317	Mays
2:13-cv-22410	Clark
2:13-cv-22431	Brothers
2:13-cv-22515	Schulz
2:13-cv-22520	Sallinger

2:13-cv-22546	Stein
2:13-cv-22568	Quigley
2:13-cv-22582	King
2:13-cv-22589	Marino
2:13-cv-22590	Sanders
2:13-cv-22639	Holton
2:13-cv-22663	Ayala
2:13-cv-22709	Espinosa
2:13-cv-22712	Satterfield
2:13-cv-22721	McGowan
2:13-cv-22741	Piccione
2:13-cv-22768	Ennis
2:13-cv-22814	Frye
2:13-cv-22818	Mixon
2:13-cv-22823	Carroll